

CEREALS AND CEREAL PRODUCTS**BAKERY PRODUCTS**

20051. Adulteration of cakes. U. S. v. Modern Grade A Baking Co. and Hyman Sherman and Max Tabachnick. Pleas of guilty. Fine of \$1,000 against company, \$1,000 against Hyman Sherman, and \$200 against Max Tabachnick. Each individual sentenced to 6 months in jail; jail sentence suspended and Defendant Sherman placed on probation for 1 year and Defendant Tabachnick for 5 years. (F. D. C. No. 32806. Sample Nos. 25667-L to 25670-L, incl.)

INFORMATION FILED: August 19, 1952, District of New Jersey, against the Modern Grade A Baking Co., a corporation, Garfield, N. J., and Hyman Sherman, president, and Max Tabachnick, secretary and treasurer of the corporation.

ALLEGED SHIPMENT: On or about November 23, 1951, from the State of New Jersey into the State of Pennsylvania.

LABEL, IN PART: "Swan Cake Quality Cake."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the articles consisted in part of filthy substances by reason of the presence of rodent hairs and insect fragments; and, Section 402 (a) (4), the articles had been prepared under insanitary conditions whereby they may have become contaminated with filth.

DISPOSITION: January 30, 1953. Pleas of guilty having been entered, the court fined the corporation \$1,000 and each individual defendant \$1,000. The court also sentenced each individual to 6 months in jail, which sentence was suspended, and placed each on probation for 1 year.

On May 22, 1953, the court ordered that the sentence imposed against Defendant Tabachnick be vacated, reduced the fine previously imposed to \$200, and placed this defendant on probation for 5 years. It was ordered further by the court that, as a special condition of the probation, Defendant Tabachnick permanently cease running a bakery business, directly or indirectly.

CORNMEAL

20052. Adulteration of cornmeal. U. S. v. 20 Bales * * *. (F. D. C. No. 33317. Sample No. 2310-L.)

LIBEL FILED: On or about July 10, 1952, Northern District of Florida.

ALLEGED SHIPMENT: On or about May 23, 1952, by Ochlochnee Mills (A. E. Speer, Inc.), from Ochlochnee, Ga.

PRODUCT: 20 bales, each containing 5 bags, of cornmeal at Tallahassee, Fla.

LABEL, IN PART: (Bag) "10 Lbs. Net Weight Uncle Joe's Old Fashion Sifted Water Ground Style Corn Meal."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the article consisted in whole or in part of a filthy substance by reason of the presence of live insects.

DISPOSITION: October 29, 1952. Default decree of condemnation. The court ordered that the product be delivered to a Federal institution, for use as animal feed.

FLOUR

20053. Adulteration of flour. U. S. v. 115 Bags * * *. (F. D. C. No. 34530. Sample No. 19819-L.)

LIBEL FILED: January 5, 1953, Northern District of Iowa.